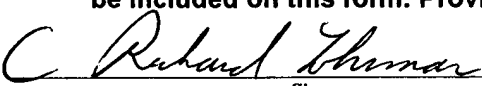



<b>AMENDMENT TRANSMITTAL LETTER (Small Entity)</b>				Docket No. <b>088.000426US</b>	
Applicant(s): <b>Santi Tofani</b>					
Application No. <b>09/720,549</b>	Filing Date <b>12/22/2000</b>	Examiner <b>Quang Nguyen</b>	Customer No. <b>24041</b>	Group Art Unit <b>1636</b>	Confirmation No. <b>3360</b>
Invention: <b>APPARATUS AND METHOD FOR INTERFERING WITH PATHOLOGICAL CELLS SURVIVAL PROCESSES</b>					
<b>COMMISSIONER FOR PATENTS:</b>					
Transmitted herewith is an amendment in the above-identified application.					
<input type="checkbox"/> Applicant claims small entity status. See 37 CFR 1.27					
The fee has been calculated and is transmitted as shown below.					
<b>CLAIMS AS AMENDED</b>					
	CLAIMS REMAINING AFTER AMENDMENT	HIGHEST # PREV. PAID FOR	NUMBER EXTRA CLAIMS PRESENT	RATE	ADDITIONAL FEE
TOTAL CLAIMS	11 -	56 =	0 x	\$9.00	\$0.00
INDEP. CLAIMS	1 -	5 =	0 x	\$43.00	\$0.00
Multiple Dependent Claims (check if applicable) <input type="checkbox"/>					\$0.00
<b>TOTAL ADDITIONAL FEE FOR THIS AMENDMENT</b>					<b>\$0.00</b>
<input checked="" type="checkbox"/> No additional fee is required for amendment. <input type="checkbox"/> Please charge Deposit Account No. _____ in the amount of _____ <input type="checkbox"/> A check in the amount of _____ to cover the filing fee is enclosed. <input checked="" type="checkbox"/> The Director is hereby authorized to charge payment of the following fees associated with this communication or credit any overpayment to Deposit Account No. 50-0822 <input checked="" type="checkbox"/> Any additional filing fees required under 37 C.F.R. 1.16. <input checked="" type="checkbox"/> Any patent application processing fees under 37 CFR 1.17. <input type="checkbox"/> Payment by credit card. Form PTO-2038 is attached. <b>WARNING: Information on this form may become public. Credit card information should not be included on this form. Provide credit card information and authorization on PTO-2038.</b>					
 _____ Signature			Dated: <b>November 29, 2004</b>		
<b>C. Richard Lohrman, Esq.</b> <b>Registration No. 46,878</b> <b>Simpson &amp; Simpson, PLLC</b> <b>5555 Main Street</b> <b>Williamsville, NY 14221-5406</b> <b>Telephone No. 716-626-1564</b>			<div style="border: 1px solid black; padding: 5px;">         I certify that this correspondence is being deposited with the United States Postal Service with sufficient postage as first class mail in an envelope addressed to "Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450" [37 CFR 1.8(a)] on          Nov. 29, 2004          _____          (Date)            _____          Signature of Person Mailing Correspondence  <b>C. Richard Lohrman</b>          _____          Typed or Printed Name of Person Mailing Correspondence       </div>		
<b>CRL/KRB</b> CC:					



AF  
JFW

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

U.S. Patent Application No.: 09/720,549

Confirmation No.: 3360

Applicant(s): Santi Tofani

Customer No.: 24041

Filed: December 22, 2000

For: APPARATUS AND METHOD FOR INTERFERING WITH PATHOLOGICAL CELLS  
SURVIVAL PROCESSES

TC/Art Unit: 1636

Examiner: Quang Nguyen

Docket No.: 088.000426

Certificate of Mailing by First Class Mail

I certify that this Amendment is being deposited on November 29, 2004 with the U.S. Postal Service as first class mail under 37 C.F.R. §1.8 and is addressed to the Commissioner for Patents, PO Box 1450, Alexandria, VA 22313-1450.

C. Richard Lohrman  
Regis. No. 46,878

**AMENDMENT AND REQUEST FOR RECONSIDERATION**

Mail Stop AF  
Commissioner for Patents  
PO Box 1450  
Alexandria, VA 22313-1450

Honorable Sir:

This is a reply to the Final Office Action dated September 28, 2004 regarding the above-identified patent application.

**Amendments to the Specification** begin on page 2 of this paper.

**Amendments to the Claims** are reflected in the listing of claims which begins on page 8 of this paper.

**Remarks/Arguments** begin on page 17 of this paper.